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PROPOSED AMENDMENTS TO JOINT RULES AND REGULATIONS
OF THE SECRETARY OF THE TREASURY AND THE SECRETARY OF AGRICULTURE
UNDER THE FEDERAL SEED ACT

201.208 Insert the words "adzuki bean," "celery," "chickpea," "hemp," "mung bean," "peanut," and "sunflower" in proper alphabetical order.

201.210 (d) Add to the end of the sentence the words: "except if the lot does not appear to be of uniform quality the separate portions shall be forwarded together but without being combined into a composite sample."

201.212 Delete subsection (c).

201.215 Change to read: "All samples shall be accompanied by a description of the lot of seed offered for importation, on a form provided for this purpose by the Department of Agriculture."

201.218 Delete the words "bears a sufficient mark of identification" and insert in lieu thereof the words "is stenciled to show the name of the kind or variety of the seed and a lot number or designation identifying the lot of seed."

201.222 (a) Delete the word "Celery" and add "Lupine" and "Horse or broad bean."

201.222 (b) Add the words "Celery" and "Peanut."

201.222 Add the following: "(d) The collector of customs shall notify the Department of Agriculture of any change in the nature of a declaration made under this section."

201.228 Add the following: "Any correction of the labeling upon the containers shall be done under the supervision of the Department of Agriculture at the expense of the importer who shall also reimburse the Government for the

expenses of travel required to perform such supervision. When a representative of the Department of Agriculture finds upon examination of seed that it is incorrectly described on the invoice presented at the time of entry, a finding of 'false labeling' under the Federal Seed Act of August 9, 1939, will be made. The seed will be refused admission until after the importer has given satisfactory assurance to the Department of Agriculture that he has taken appropriate steps to file with the collector of customs at the port of entry a corrected customs invoice describing the seed in terms which will not constitute 'false labeling.' Upon receipt of such assurance, the Department of Agriculture will notify the collector of the nature of the 'false labeling' and that the seed may be granted admission under the Federal Seed Act. The importer will be liable for the payment of liquidated damages under the bond filed in connection with the entry unless a corrected customs invoice is produced within the time provided for by law or regulations."

201.230 Change to read:

"(a) Seed or screenings refused admission into the commerce of the United States shall be exported by the owner or consignee within 12 months of the date of notice of such refusal or at the expiration of such 12-month period the rejected seed or screenings shall be destroyed under the supervision of an employee or authorized agent of the U. S. Department of Agriculture in such manner as may be determined by the U. S. Department of Agriculture.

"(b) When seed or screenings which have been refused admission into the commerce of the United States are exported the collector of customs shall

notify the office of the U. S. Department of Agriculture that issued the notice of rejection and shall also submit to said office a sample drawn from the seed at the time of exportation.

"(c) The destruction of seed or screenings refused admission shall be at the expense of the owner or consignee who shall also reimburse the Government for the expense of travel required to perform such supervision. The U. S. Department of Agriculture shall make a report of such destruction giving the amount by weight to the collector of customs at the port of entry of such seed or screenings."

